

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 9 October 2024

DOCKET NUMBER: AR20240001662

APPLICANT REQUESTS: amendment of his DD Form 214 (Certificate of Release or Discharge from Active Duty) to show award of the Army Commendation Medal.

APPLICANT'S SUPPORTING DOCUMENT(S) CONSIDERED BY THE BOARD:

- DD Form 149 (Application for Correction of Military Record)
- Certificate, Army Commendation Medal

FACTS:

1. The applicant did not file within the 3-year time frame provided in Title 10, U.S. Code (USC), section 1552(b); however, the Army Board for Correction of Military Records (ABCMR) conducted a substantive review of this case and determined it is in the interest of justice to excuse the applicant's failure to timely file.

2. The applicant states he received the Army Commendation Medal on 26 March 1984 and it is not reflected on his DD Form 214.

3. A review of the applicant's service record shows:

a. He enlisted in the Regular Army on 13 September 1977.

b. DA Form 2-1 (Personnel Qualification Record Part II), item 9 (Awards, Decorations and Campaigns) shows he was awarded:

- Mechanic Badge
- Army Service Ribbon
- Overseas Service Ribbon
- Noncommissioned Officer Professional Development Ribbon (2nd Award)
- Army Achievement Medal
- Army Good Conduct Medal (2nd Award)

c. He was honorably released from active duty under the provisions of Army Regulation (AR) 635-200 (Personnel Separations Enlisted Personnel), Chapter 4, for

completion of required service on 23 March 1984. He completed 6 years, 6 months, and 11 days of active service. His DD Form 214 shows he was awarded:

- Army Service Ribbon
- Overseas Service Ribbon
- Sharpshooter Marksmanship Qualification Badge with Rifle Bar (M-16)
- Army Good Conduct Medal (2nd Award)
- Army Achievement Medal
- Noncommissioned Officer Professional Development Ribbon (2nd Award)
- Mechanic Badge

4. The applicant's available service record does not contain orders for award of the Army Commendation Medal.

5. The applicant provides an Army Commendation Medal Certificate dated 26 March 1984, presented to him for distinguishing himself by meritorious service from 15 January 1982 to 15 March 1984 while serving as a squad leader, shop foreman, and technical inspector while assigned to Company B, 705th Maintenance Battalion, 5th Infantry Division (Mechanized).

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was warranted. The Board carefully considered the applicant's record of service, documents submitted in support of the petition, and executed a comprehensive review based on law, policy, and regulation. The evidence of record shows the applicant was assigned to Company B, 705th Maintenance Battalion at Fort Polk, LA from 16 July 1982 through his discharge on 23 March 1984. The Board majority reviewed and accepted the Army Commendation Medal Certificate provided in this applicant's supporting documentation while he was assigned to Company B, 705th Maintenance Battalion, 5th Infantry Division (Mechanized), Fort Polk, LA on 26 March 1984 and authenticated by the brigade commander. The Board minority concluded due to the certificate not containing a permanent order number, relief was not warranted.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	■	■	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
■	:	:	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

The Board determined the evidence presented is sufficient to warrant relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by adding the Army Commendation Medal to the applicant's DD Form 214 for the period ending 23 March 1984.

■ [REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

I certify that herein is recorded the true and complete record of the proceedings of the Army Board for Correction of Military Records in this case.

REFERENCES:

1. Title 10, USC, section 1552(b), provides that applications for correction of military records must be filed within 3 years after discovery of the alleged error or injustice. This provision of law also allows the ABCMR to excuse an applicant's failure to timely file within the 3-year statute of limitations if the ABCMR determines it would be in the interest of justice to do so.

2. AR 600-8-22 (Military Awards) states the Army Commendation Medal may be awarded to any member of the Armed Forces of the United States who, while serving in any capacity with the Army after 6 December 1941, distinguishes himself or herself by heroism, meritorious achievement, or meritorious service. As with all personal decorations, formal recommendations, approval through the chain of command, and announcement in orders are required.

//NOTHING FOLLOWS//